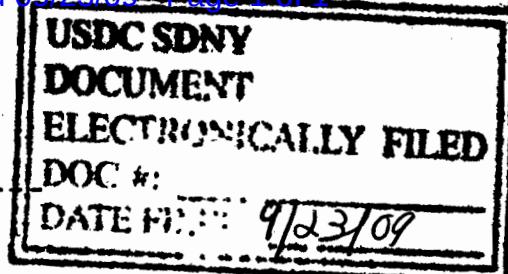


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

Jerry Boorstein

ORDER OF

## DISCONTINUANCE

-against-

Equitable Life  
ASSURANCE SOCIETY OF THE  
UNITED STATES OF AMERICA

OS CV 3592 (PKL)

LEISURE, District Judge:

The attorneys for the parties having advised the Court that this action has been or will be settled and having consented to the entry of this Order, it is hereby

**ORDERED**, that the above entitled-action hereby is discontinued, without costs to either party, subject to reopening should the settlement not be consummated within THIRTY (30) days of the date hereof.

Dated: New York, New York

SEP 23 2009

U.S.D.J.